

MEMORANDUM OF UNDERSTANDING

Between:

U.S. Department of the Interior - Bureau of Land Management
Nevada State Office
and
Nevada Department of Conservation and Natural Resources
Division of Environmental Protection

Concerning:

Location of a designated BLM employee in the NDEP office in Carson City to coordinate NEAA and State requirements for permitting of mining facilities.

- I. **PURPOSE.** This Memorandum of Understanding (MOU) provides procedures and guidance for coordination and cooperation between the State of Nevada, Department of Conservation and Natural Resources, Division of Environmental Protection (NDEP), and the Bureau of Land Management, Nevada State Office (BLM) on mining-related National Environmental Policy Act (NEPA) issues.
- II. **OBJECTIVE.** This MOU will facilitate the partnership between the BLM and the NDEP to assist in the review, process, regulate, and enforcement of mining and exploration Plans of Operations (POO) and Environmental Impact Statements (EIS) on BLM managed lands in Nevada. The combined efforts of the NDEP and BLM will result in the timely review of exploration and mining plans of operation, expedite corrective actions and provide for proper operation and reclamation of mineral exploration and mining operations in Nevada.

The objectives of this MOU include:

1. Location of a designated BLM employee in the NDEP office in Carson City for a period of two years.
2. Promote collaboration and coordination between the BLM and NDEP.
3. Continued assistance, advice and information exchange involving mineral operation matters of mutual interest to the BLM and the NDEP.
4. Promote and protect the health of the land and environment through management coordination of mineral exploration and development operations in Nevada.

III. **AUTHORITY.** This MOU is based on the following authorities:

A. **NDEP**

1. Nevada Revised Statute, NRS 445.A and 519A,
2. Nevada Regulation NAC 445A and 519A.

B. **BLM**

1. The National Environmental Policy Act of 1969.
2. Sections 302, 303, 307 and 601 and of the Federal Land Policy and Management Act of 1976, as amended (90 STAT 2762, 43 USC 1732 et seq.),
3. The U.S. Mining Law of May 10, 1872, as amended (30 USC 22, et seq.),
4. Title 43 CFR, Subpart 3802 and 3809.

IV. **ADMINISTRATION.**

A. The NDEP agrees to:

1. Cooperate in a program to coordinate NEPA and State requirements for permitting of mining facilities.
2. Provide NDEP facilities use and space for a designated BLM employee to complete activities described above. Facilities will be provided for a two-year term which may be renegotiated at the end of the term. It is understood that facilities use will include use of office equipment, supplies, and State owned modes of transportation.

B. The BLM agrees to:

1. Provide all salary, benefits, and miscellaneous expenses for the designated BLM employee.
2. Payments are authorized for per diem and transportation of designated BLM employee for activities which benefit both the NDEP and the BLM.

V. **TERMS OF AGREEMENT**

This Agreement shall become effective upon signature by the Administrator of the NDEP and the Nevada State Director for the BLM, and shall remain in effect for two years unless formally terminated by either agency after 60 days written notice to the other agency. This Agreement may be renewed subject to availability of federal funding and by mutual written modification signed by both parties to this Agreement.

VI. PROPERTY MANAGEMENT AND DISPOSITION

Any BLM property used in performance of this Agreement shall be governed by the provisions of Attachment N of OMB Circular A-102.

VII. KEY OFFICIALS

A. BLM Representative:

R. Craig Smith, Bureau of Land Management, Nevada State Office, 850 Harvard Way, P.O. Box 12000, Reno, NV 89520-0006 is designated as the Representative for the purpose of administering the technical aspects of the MOU. The Representative is authorized to clarify technical requirements, and to review and approve work which is clearly within the scope of the work specified in this Agreement.

B. Nevada Department of Conservation and Natural Resources Division of Environmental Protection:

Doug Zimmerman, Bureau Chief
State of Nevada
Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Mining Regulation and Reclamation
333 W. Nye Lane, Capitol Complex
Carson City, NV 89710
(702) 687-4670, Ext. 3127

VIII. SIGNATURES

Administrator
Division of Environmental Protection
State of Nevada

Date

Nevada State Director
Bureau of Land Management

Date